

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON APPROPRIATIONS**

**Call to Order:** By **CHAIRMAN TOM ZOOK**, on February 10, 1999 at 3:30 P.M., in Room 312 - 2 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Tom Zook, Chairman (R)  
Rep. Joe Quilici, Vice Chairman (D)  
Rep. Steve Vick, Vice Chairman (R)  
Rep. Ernest Bergsagel (R)  
Rep. Peggy Bergsagel (R)  
Rep. Stan Fisher (R)  
Rep. Dick Haines (R)  
Rep. Royal Johnson (R)  
Rep. Betty Lou Kasten (R)  
Rep. Matt McCann (D)  
Rep. Red Menahan (D)  
Rep. Ray Peck (D)  
Rep. Lila Taylor (R)  
Rep. Joe Tropila (D)  
Rep. John Witt (R)

**Members Excused:** None.

**Members Absent:** Rep. Beverly Barnhart (D)  
Rep. Rosalie (Rosie) Buzzas (D)  
Rep. John Cobb (R)

**Staff Present:** Joanne Gunderson, Committee Secretary  
Taryn Purdy, Legislative Fiscal Division

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed. The minutes were recorded on a Sony BI-85 and references are measured in inches rather than minutes.

##### **Committee Business Summary:**

Hearing(s) Date Posted: HB 475, HB 433, HB 480, 2/5/1999  
Executive Action: HB 378, HB 133, HB 347, HB 406, HB 34

HEARING ON HB 475

Opening Statement by Sponsor:

Rep. Diana Wyatt, HD 43, presented HB 475.

{Tape : 1; Side : A; Approx. Time Counter : 0 - 29}

Proponents' Testimony:

Anna Miller, Department of Natural Resources and Conservation

{Tape : 1; Side : A; Approx. Time Counter : 29 - 36}

Brentt Ramharter, City of Missoula Finance Office

{Tape : 1; Side : A; Approx. Time Counter : 36 - 53}

Gene Huntington

{Tape : 1; Side : A; Approx. Time Counter : 53 - 80; Comments :

This witness did not sign the visitors register.}

Robert Morton

{Tape : 1; Side : A; Approx. Time Counter : 80 - 93; Comments :

The firm represented is illegible.}

Mark Watson, City of Billings

{Tape : 1; Side : A; Approx. Time Counter : 93 - 114}

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

{Tape : 1; Side : A; Approx. Time Counter : 114 - 251}

Closing by Sponsor:

{Tape : 1; Side : A; Approx. Time Counter : 251 - 287; Comments :

There was a question following the closing between Peck, Wyatt and Miller.}

HEARING ON HB 433

Opening Statement by Sponsor:

Rep. Carley Tuss, HB 46, presented HB 433.

EXHIBIT (aph33a01)

{Tape : 1; Side : A; Approx. Time Counter : 287 EXHIBIT (aph33a02)

Proponents' Testimony:

Jane Jelinski, Montana Association of Counties (MACo)

{Tape : 1; Side : A; Approx. Time Counter : 392 - 419}

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

*{Tape : 1; Side : A; Approx. Time Counter : 419 - 450}*

HEARING ON HB 480

Opening Statement by Sponsor:

Rep. Royal Johnson, HD 10, presented HB 480.

*{Tape : 1; Side : B; Approx. Time Counter : 0 - 104}*

Proponents' Testimony:

Dr. Peter Blouke, Director, Department of Commerce

*{Tape : 1; Side : B; Approx. Time Counter : 104 - 121}*

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

*{Tape : 1; Side : B; Approx. Time Counter : 121 - 134}*

EXECUTIVE ACTION ON HB 378

Motion: REP. VICK moved that HB 378 BE TABLED.

Discussion:

*{Tape : 1; Side : B; Approx. Time Counter : 134 - 188}*

Vote: Motion carried 13-1 with P. Bergsagel voting no.

*{Tape : 1; Side : B; Approx. Time Counter : 188 - 198; Comments :*

*Absent for vote: Peck, Barnhart, Buzzas, Cobb.}*

EXECUTIVE ACTION ON HB 34

Motion: REP. VICK moved that HB 34 DO PASS.

Discussion:

*{Tape : 1; Side : B; Approx. Time Counter : 198 - Tape : 2; Side : A; Approx. Time Counter : 048; Comment : amendment discussed}*

**Motion:** REP. MCCANN moved that HB 34 BE AMENDED.

**Discussion:**

*{Tape : 2; Side : A; Approx. Time Counter : 48 - 99}*

**Vote:** Motion carried 11-4 with E. Bergsagel, P. Bergsagel, Fisher, and Kasten voting no. (Reps. Barnhart, Buzzas and Cobb were absent for the vote.)

**Motion:** REP. MENAHAN moved that HB 34 BE AMENDED with an effective date of July 1, 2000.

**Discussion:**

*{Tape : 2; Side : A; Approx. Time Counter : 99 - 180}*

**Substitute Motion/Vote:** REP. MENAHAN made a substitute motion that HB 34 BE AMENDED with an effective date of July 1, 1999. Substitute motion carried 14-1 with Johnson voting no. (Reps. Barnhart, Buzzas and Cobb were absent for the vote.)

*{Tape : 2; Side : A; Approx. Time Counter : 180 - 190}*

**Motion:** REP. MCCANN moved that HB 34 DO PASS AS AMENDED.

**Discussion:**

*{Tape : 2; Side : A; Approx. Time Counter : 190 - 240}*

**Vote:** Motion carried 17-3 with P. Bergsagel, Johnson, and Kasten voting no. (Reps. Cobb and Barnhart cast votes by proxy. Buzzas was absent for the vote.)

*{Tape : 2; Side : A; Approx. Time Counter : 240 - 250}*

#### **EXECUTIVE ACTION ON HB 406**

**Motion/Vote:** REP. E. BERGSAGEL moved that HB 406 DO PASS. Motion carried 13-4 with P. Bergsagel, Kasten, McCann, and Peck voting no. (Reps. Barnhart and Cobb cast votes by proxy. Buzzas was absent for the vote.)

*{Tape : 2; Side : A; Approx. Time Counter : 250 - 265}*

#### **EXECUTIVE ACTION ON HB 347**

**Motion:** REP. E. BERGSAGEL moved that HB 347 DO PASS.

**Motion:** REP. E. BERGSAGEL moved that HB 347 BE AMENDED.

**EXHIBIT**(aph33a03)

**EXHIBIT**(aph33a04)

**Discussion:**

***{Tape : 2; Side : A; Approx. Time Counter : 265 - 371}***

**Vote:** Motion carried 11-6 with Barnhart, P. Bergsagel, McCann, Menahan, Peck, and Tropila voting no. (Rep. Cobb voted aye by proxy; Rep. Buzzas was absent for the vote.)

***{Tape : 2; Side : A; Approx. Time Counter : 371 - 378}***

**Motion/Vote:** REP. E. BERGSAGEL moved that HB 347 DO PASS AS AMENDED. Motion carried 10-7 with Barnhart, McCann, P. Bergsagel, Kasten, Menahan, Peck, and Tropila voting no. (Rep. Buzzas was absent for the vote. Reps. Cobb and Barnhart voted by proxy.)

***{Tape : 2; Side : A; Approx. Time Counter : 378 - 393}***

**EXECUTIVE ACTION ON HB 133**

**Motion:** REP. E. BERGSAGEL moved that HB 133 DO **EXHIBIT**(aph33a05)  
**EXHIBIT**(aph33a06)

**Motion/Vote:** REP. E. BERGSAGEL moved that HB 133 BE AMENDED. Motion carried 11-6 with Barnhart, McCann, Menahan, Peck, Quilici, and Tropila voting no. (Rep. Buzzas was absent for the vote. Reps. Barnhart and Cobb voted by proxy.)

***{Tape : 2; Side : A; Approx. Time Counter : 393 - 454}***

**Motion/Vote:** REP. E. BERGSAGEL moved that HB 133 DO PASS AS AMENDED. Motion carried 10-7 with Barnhart, P. Bergsagel, McCann, Menahan, Peck, Quilici, and Tropila voting no. (Rep. Buzzas was absent for the vote. Reps. Cobb and Barnhart voted by proxy.)

***{Tape : 2; Side : A; Approx. Time Counter : 454 - 460}***

**ADJOURNMENT**

Adjournment: 5:00 P.M.

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REP. TOM ZOOK, Chairman

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JOANNE GUNDERSON, Secretary

TZ/JG

**EXHIBIT** (aph33aad)